



SIDLEY AUSTIN LLP
1501 K STREET, N.W.
WASHINGTON, D.C. 20005
(202) 736 8000
(202) 736 8711 FAX

jbendernagel@sidley.com
(202) 736 8136

BEIJING
BOSTON
BRUSSELS
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FOUNDED 1866

November 30, 2015

Via Electronic Filing and Hand Delivery

Marlene H. Dortch
Office of the Secretary
Federal Communications Commission
445 12th Street, S.W.
Washington, DC 20054

Re: AT&T Mobility LLC v. Iowa Wireless Services, LLC, File No. EB-15-MD-007

Dear Ms. Dortch:

AT&T Mobility LLC (“AT&T”) submits for filing its Motion for Leave to File Reply and Reply in Support of Its Motion for Interim Relief (“Reply”). AT&T’s submission includes confidential information. Consistent with the Commission’s regulations, AT&T is filing electronically a **Public Version** of the submission from which all confidential information has been redacted. AT&T is also filing by hand with the Secretary’s office a hard copy of the **Confidential Version** of the submission, along with a copy to be stamped as filed.

AT&T requests that portions of its Reply be treated as confidential pursuant to the Commission’s rules and not be subject to public inspection. As explained in greater detail below, certain portions of the submission contain confidential information that, if subject to public disclosure, would cause significant commercial and competitive harm to AT&T. AT&T’s request satisfies the standards set forth in Sections 0.457 and 0.459 of the Commission’s rules, 47 C.F.R. §§ 0.457, 0.459.

In accordance with Section 0.459(b) and in support of its request, AT&T provides the following information:

(1) Identification of Confidential Materials: The confidential information is commercially sensitive information (including information regarding rates, volumes, and terms and conditions of service, and the negotiations thereof) related to AT&T’s provision of mobile wireless services on a roaming basis. The information is identified as confidential when it appears within the submission, and pages containing confidential information have been marked: **“DO NOT RELEASE – NOT FOR INCLUSION IN THE PUBLIC RECORD.”** The confidential materials are being provided pursuant to a Protective Order that has been presented

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to Iowa Wireless Service, LLC (“iWireless”) by AT&T on August 15, 2015 and are marked consistent with the provisions of that Protective Order.

(2) Identification of the Circumstances Giving Rise to the Submission: The confidential information is being provided to support AT&T’s Reply.

(3) Degree to Which the Information is Commercial or Financial: The confidential information is both commercial and financial. As mentioned above, it includes information regarding rates, volumes, and terms and conditions of service, and the negotiations thereof, related to AT&T’s provision of mobile wireless services on a roaming basis. This information is sensitive not only to AT&T but also to iWireless because it includes information specific to the roaming agreement between the parties and their negotiations related to reaching a new agreement. In fact, AT&T is obligated to protect the confidentiality of its roaming agreement with iWireless pursuant to the terms of the agreement itself. None of this information is the type that AT&T makes publicly available in the ordinary course of business.

(4) Degree to Which the Information Concerns a Service Subject to Competition: The confidential information that AT&T seeks to protect is related to its provision of mobile wireless services. The mobile wireless industry is highly competitive.

(5) How Disclosure of the Information Could Result in Substantial Competitive Harm: Disclosure of the confidential information would result in substantial competitive harm because it would provide a competitive advantage for AT&T’s counterparties in future negotiations of roaming agreements.

(6) Measures Taken to Prevent Disclosure: AT&T treats the information subject to this request as confidential and does not publicly disclose it. In fact, AT&T is obligated pursuant to the terms of its roaming agreements to keep the agreements themselves and related information confidential. To the extent AT&T provides such information during the course of negotiations with a potential roaming partner, it does so pursuant to a non-disclosure agreement.

(7) Public Availability and Third Party Disclosure: The designated information has not been made available to the public and has not been provided to third parties except pursuant to a confidentiality agreement.

(8) Justification of the Requested Duration of Non-Disclosure: The designated information should never be released for public inspection. It contains commercially sensitive information that AT&T does not make publicly available in the ordinary course of business and the disclosure of which could adversely affect AT&T’s competitive position.

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AT&T is also serving copies of the Reply by email on Defendant's counsel. Members of the Commission's Enforcement Bureau have been provided by electronic mail courtesy copies of the Reply.

Sincerely,



James F. Bendernagel Jr.

Enclosures

cc: Carl Northrop, Counsel for Defendant
Lisa Saks, FCC
Christopher Killion, FCC
Rosemary McEnery, FCC